IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19-11-2007

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THE HON'BLE MR.JUSTICE M.JAICHANDREN

Writ Petition No.29371 of 2007

Aleyamma Abraham .. Petitioner.

Versus

1.The Executive Engineer,
JJ Nagar Division,
Tamil Nadu Housing Board,
Thirumangalam,
Chennai-101.

2.The Chairman,
Tamil Nadu Housing Board,
Nandanam, Chennai-600 035. .. Respondents.

Prayer: Petition filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus directing the respondents to deliver the possession of an alternate site comprised in plot No.133 within the Mogappair Eri scheme as assured by the Housing Board in their proceedings dated 25.01.1993 bearing Memorandum No.AN/SUR/5506-A/90 duly issued by the Executive Engineer and Administrative Officer Tamil Nadu Housing Board, Anna Nagar Division, 2nd Avenue, Annanagar, Madras-600 040, the first respondent herein to the petitioner or in the alternative release the lands originally acquired by the petitioner duly covered by a registered Sale Deed pertaining to all the piece of land in all measuring 6 cents together with a thatched super structure measuring 300 sq.ft., within survey No.137situated at Koyambedu Village, Chennai-106, Egmore, Nungambakkam Taluk, Madras within the Sub Registration District of Anna Nagar and within the Registration District of Madras (North) from the clutches of Tamil Nadu Housing Board, as the said land is lying vacant since the same had not been utilized for the purposes for which it had been acquired.

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For petitioner : Mr.D.Ashok Kumar
For respondents : Mr.R.Girirajan

O R D E R

Heard Mr.D.Ashok Kumar, the learned counsel appearing for the petitioner and Mr.R.Girirajan, the learned Standing Counsel appearing for the respondents.

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2. Though the prayer sought for by the petitioner in the present writ petition is for a larger relief, the learned counsel appearing on behalf of the petitioner had submitted that it would suffice, if the first respondent is directed to dispose of the representation of the petitioner, dated 04.03.2005, on merits and in accordance with law within a specified period.

3.The learned counsel appearing on behalf of the respondents, has no objection for such an order being passed by this Court.

4. Considering the above submission made by the learned counsel for the petitioner, the first respondent is directed to dispose of the representation of the petitioner, dated 04.03.2005, on merits and in accordance with law, within a period of 6 weeks from the date of receipt of a copy of this order. The petitioner is directed to furnish to the first respondent a copy of the representation, along with a copy of this order.

The writ petition is disposed of accordingly. No costs. Consequently, connected M.P.No.1 of 2007 is closed.

Sd/-
Asst. Registrar.

/true copy/

Sub Asst. Registrar.

csh

To

1.The Executive Engineer,
JJ Nagar Division,
Tamil Nadu Housing Board,
Thirumangalam,
Chennai-101.

2.The Chairman,
Tamil Nadu Housing Board,
Nandanam, Chennai-600 035.

+ 1 CC To Mr. R.Girirajan, Advocate SR NO.68486

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